

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WISCONSIN

DOCKET# _____
U.S. DISTRICT COURT
WEST DIST. OF WISCONSIN

FEB 13 2008

FILED
THERESA M. OWENS, CLERK
CASE# _____

Scientific Molding Corporation, Ltd.,
d/b/a/ SMC-Innovations,

No.: 07-C-0650-C

Plaintiff,

vs.

Hollywood Gadgets, Inc.,

Defendant.

**NOTICE OF VOLUNTARY
DISMISSAL WITHOUT
PREJUDICE**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(i), Plaintiff SMC-Innovations hereby dismisses the above-captioned case without prejudice. Such dismissal is proper as the adverse party has not filed or served an answer or motion for summary judgment in this case.

Respectfully submitted,

Dated: February 11, 2008

WINTHROP & WEINSTINE, P.A.

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Copy of this document has been
provided to: Att. Poley

this 12th day of Feb, 2008
by S. Vogel

S. Vogel, Secretary to
Judge Barbara B. Crabb

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WISCONSIN

Scientific Molding Corporation, Ltd.,
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No.: 07-C-0650-C

Plaintiff,

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**~~[PROPOSED]~~ ORDER OF
DISMISSAL WITHOUT
PREJUDICE**

Now before the Court is Plaintiff's Notice of Voluntary Dismissal Without Prejudice. Plaintiff seeks to dismiss the case pursuant to Federal Rule of Civil Procedure 41(a)(1)(i). Because Defendant has not answered, filed a motion for summary judgment, or otherwise responded to the complaint, pursuant to Federal Rule of Civil Procedure 41(a)(1)(i), Plaintiff's Notice is proper. Accordingly, it is hereby

ORDERED that Plaintiff's Complaint is hereby **DISMISSED WITHOUT PREJUDICE**, with Plaintiff to bear its own incurred costs, if any.

It is so ordered.

Dated: Feb. 11, 2008

By: Barbara B. Crabb
United States District Judge
Western District of Wisconsin